

MODIFICATION NO. 234
TO FLORIDA STATE SOCIAL SECURITY AGREEMENT

Whereas Modification No. 211 of the agreement between the State of Florida and the Secretary of Health, Education, and Welfare included services performed by individuals as employees of all the political subdivisions of the State, including the following (listed) as members of a coverage group (as defined in Section 218(d)(4) of the Act) of the Florida Retirement System under said agreement with no services excluded, and

Whereas, it was the intent of the State that a certain class of part-time positions be excluded from coverage, and

Whereas, the modification did not reflect the desire of the State to exclude such part-time positions, and

Whereas, the listing in Modification No. 211 showing "Excluded Services: None" was erroneous, and

Whereas, the State of Florida and the Secretary of Health, Education, and Welfare desire to correct the error in said agreement;

Now, therefore, the Secretary of Health, Education, and Welfare and the State of Florida, acting through its representative designated to administer its responsibilities under the above agreement, hereby agree to and by this modification do correct the coverage accorded to the State and its political subdivisions by said agreement to read as follows:

EFFECTIVE DATE: DECEMBER 1, 1970

EXCLUDED SERVICES: All services performed in a class of part-time positions, ~~as defined in~~ ^{as defined in} accordance with Florida Statutes on the basis of a need for the services, the occupant of which is to be a retiree of the Florida Retirement Systems. (A part-time position for purposes of this modification is a position requiring less than 2050 hours work per year.)

Approved for the State of Florida this 16th day of August, 1972.

Robert L. Kennedy Jr.

Robert L. Kennedy, Jr.
State Agency for Social Security

Approved this 5th day of December, 1972.

Secretary of Health, Education,
and Welfare

By

Edwin C. Simmons
Edwin C. Simmons

Deputy Assistant Bureau Director
Bureau of Retirement and
Survivors Insurance
Social Security Administration.

MODIFICATION NO. 231
TO FLORIDA STATE SOCIAL SECURITY AGREEMENT

Whereas, the listing under the State of Florida and other political subdivisions in Modification No. 211 showing "Excluded Services: none" was erroneous, and;

Whereas, the State of Florida and the Secretary of Health, Education, and Welfare desire to correct the above error in said agreement;

Now, therefore, the Secretary of Health, Education, and Welfare and the State of Florida, acting through its responsibilities under the above agreement hereby agree to and by this modification do correct the coverage accorded to the State of Florida and other political subdivisions by said agreement to read as follows:

EFFECTIVE DATE: December 1, 1970

EXCLUDED SERVICES: All retirees of the Florida Retirement System reemployed by an employer who must participate in the Florida Retirement System

Approved for the State of Florida this 16th day of August, 1972.

H. T. Walling
State Agency for Administration
of Social Security Act

Approved this _____ day of _____, 1972.

Secretary of Health, Education,
and Welfare

By _____

MICROFILMED

August 17, 1972

Mr. Waymon D. Sewell, Manager
District Social Security Office
Tallahassee, Florida

Dear Mr. Sewell:

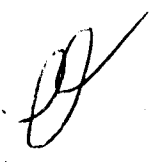
Enclosed is error Modification No. 23~~7~~ which is being submitted because the State of Florida was under the impression that retirees would automatically be excluded due to operation of Chapter 70-112, Section 9, Paragraph 9(b), Laws of Florida. The reason being that the final draft of this was submitted to the Social Security Administration for comments. A letter dated February 27, 1970, signed by Melvin Blumenthal, Assistant General Counsel, states, "We find nothing in either the bill or the sequence that appears to be inconsistent with the Federal Act." Further more, on March 10, 1971, a call was placed to the Social Security Administration regarding the appropriate wording to be used to provide the social security coverage desired by the State of Florida for members of the Florida Retirement System. The reply being to use Exhibit No. 12 in the handbook for State Social Security Administrators as a guide without exclusions.

Further more, the State of Florida is in the process of becoming completely computerized for social security reporting. The programs are so designed that a major change would be required to enable these retired members to be reported only for social security and not for retirement. State law excludes them from membership in the Florida Retirement System, and it was assumed that they were excluded from social security coverage. This additional programming would provide an added expense to the State as well as a delay in implementing the tape reporting for social security. It is estimated that there is probably less than fifty retirees involved.

In light of the above reasons, it is hoped that the State of Florida will be given favorable consideration regarding error Modification No. 23~~7~~.

Sincerely,

H. T. Walling
State Agency for Administration
of Social Security Act



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